

CERTIFICATE OF SERVICE

I hereby certify that I caused to be served a copy of the foregoing:

ORDER

prior to 4:30 p.m. on 9/13, 2013, to the following addresses shown below

via regular U.S. Mail, and placed on the Illinois Department of Labor's official website at

[www.state.il.us/agency/idol/](http://www.state.il.us/agency/idol/):

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STATE OF ILLINOIS – DEPARTMENT OF LABOR  
CONCILIATION/MEDIATION DIVISION  
900 S. SPRING STREET  
SPRINGFIELD, ILLINOIS 62701

IN THE MATTER OF:

STANLEY SIMRAYH, as MEMBER OF THE  
INTERNATIONAL UNION OF OPERATING  
ENGINEERS, LOCAL #150 and the  
INTERNATIONAL UNION OF OPERATING  
ENGINEERS, LOCAL #150,

Petitioner(s),

v.

JOSEPH COSTIGAN, DIRECTOR OF  
LABOR and the ILLINOIS DEPARTMENT OF  
LABOR,

Respondent,

v.

LABORERS' INTERNATIONAL UNION OF  
NORTH AMERICAN GREAT PLAINS  
LABORERS' DISTRICT COUNCIL,  
SOUTHWESTERN ILLINOIS LABORERS'  
DISTRICT COUNCIL, SOUTHERN AND  
CENTRAL ILLINOIS LABORERS' DISTRICT  
COUNCIL and its affiliated Local Unions,  
Officers and Bargaining Unit Members,

and

MIDWEST REGION LABORERS and  
EMPLOYERS COOPERATION and  
EDUCATION TRUST,

and

MARTIN FLANAGAN, as a MEMBER of the  
LABORERS INTERNATIONAL UNION OF  
NORTH AMERICAN, CONSTRUCTION &  
GENERAL LABORERS' DISTRICT COUNCIL  
OF CHICAGO & VICINITY, and LABORERS'  
DISTRICT COUNCIL LABOR MANAGEMENT  
COOPERATION COMMITTEE,

Intervener(s).

STATE FILE NO.: 2014-H-TW07-0031

ORDER

THIS MATTER COMING on to be heard under the Prevailing Wage Act, 820 ILCS 130/0.01-12 and Notice of Hearing issued there under; and, the Associated General Contractors of Illinois ("AGCI") Amended Petition for Intervention, , all parties having been duly advised on the premises;

**FINDINGS**

The undersigned set August 15, 2013 as the deadline to file any and all Petition(s) for Intervention. The undersigned further found and ordered that any Petitions filed after that date would be deemed untimely. *See July 29, 2013 Order*. Additionally, both the Laborers International Union as well as LECET were adequately informed through a posting on the website of the Illinois Department of Labor of the deadline by which Petitions to Intervene shall be filed. Both the Laborers International Union and LECET successfully and timely intervened in this matter. AGCI filed its Petition to Intervene on September 11, 2013, well beyond the deadline. AGCI argues that "it did not learn of the hearing or deadline to file petitions for intervention with sufficient time to respond in a meaningful manner". Absent this argument, AGCI fails to plead why the Notice given by the undersigned was insufficient. The arguments are insufficient to allow AGCI to Intervene.

IT IS HEREBY ORDERED:

AGCI's Petition to Intervene is denied.

DATE: September 12, 2013

/s/ Claudia D. Manley

Claudia D. Manley

Chief Administrative Law Judge

Claudia D. Manley  
Chief Administrative Law Judge  
Illinois Department of Labor  
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